IRISH LAND COMMISSION

RETURN

OF

PROCEEDINGS

UNDER

"THE LAND LAW ACTS;" "THE LABOURERS (IRELAND) ACTS, 1883-1891;" AND "THE LAND PURCHASE ACTS,

DURING THE MONTH OF

JANUARY, 1897.

Presented to Parliament by Command of Her Majesty.

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IRISH LAND COMMISSION.

MONTH OF JANUARY, 1897.

Summary of Proceedings under "The Land Law Acts," up to the 31st day of January, 1897; also of Proceedings up to same date, under "The Labourers (Ireland) Acts, 1883–1891," and under "The Land Purchase Acts.

COURT OF THE IRISH LAND COMMISSION.

I.—Fair Rent.

(a.) In Court.

FIRST STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court to 31st December, 1896, . .	185,260		Rents fixed—		
Applications received in month of January, 1897, . . .	664	185,914	By Chief Commission to 31st December, 1896, .	4,286	
			„ in month of January, 1897, . . .	—	4,288
Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court, transferred from Civil Bill Courts, to 31st Dec., 1896, .	9,632				
Do. in month of Jan., 1897, . .	7	9,639	By Sub-Commissions to 31st December, 1896, .	159,214	
			„ in month of January, 1897, . . .	26	159,240
Applications by Leaseholders under "Land Law (Ireland) Act, 1887," to have Fair Rents fixed in Court to 31st Dec., 1896, ...	29,345				
Applications received in month of January, 1897, . . .	57	29,402	Dismissed—		
			To 31st December, 1896, .	8,007	
Number of Cases under the "Redemption of Rent (Ireland) Act, 1891," which were treated as Applications to fix Fair Rents,* to 31st Dec., 1896, .	923		In month of January, 1897, .	4	8,011
„ received in Jan., 1897, .	1	924			
			Struck out—		
Applications by Leaseholders under "Land Law (Ireland) Act, 1887," to have Fair Rents fixed in Court, transferred from Civil Bill Courts, to 31st December, 1896, . . .	1,392		To 31st December, 1896, .	35,443	
			In month of January, 1897, .	4	35,447
Do. in month of Jan., 1897, . . .	1	1,393			
			Withdrawn†—		
Applications by Joint Tenants or Tenants in Common to fix Fair Rents of portions of Holdings separately worked and occupied by them, under "Land Law (Ireland) Act, 1896," to 31st December, 1896, . . .	141		To 31st December, 1896, .	14,495	
			In month of January, 1897, .	—	14,495
Do. in month of Jan., 1897,	16	157			
Total, .	—	227,429	Total disposed of, .	—	221,479

* These cases are also included in Redemption of Rent, Table (ix.), page 7.

† An application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred, where applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

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SECOND STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term to 31st Dec., 1896, ...	13,966		Rents fixed— By Chief Commission to 31st Dec., 1896, . .	—	
Applications received in month of January, 1897, ...	802	14,768	„ in month of Jan., 1897, .	—	—
			By Sub-Commissions to 31st Dec., 1896, . .	1,210	
			„ in month of Jan., 1897,	72	1,262
Applications under "Land Law (Ireland) Act, 1861," to have Fair Rents fixed in Court for a Second Statutory Term transferred from Civil Bill Courts to 31st Dec., 1896, ...	556		Dismissed— To 31st Dec., 1896, . . .	16	
			In Month of January, 1897,	3	19
Do. in month of January, 1897, ...	46	602	Struck out— To 31st Dec., 1896, . .	55	
			In month of January, 1897, .	20	75
			Withdrawn*— To 31st Dec., 1896, . .	8	
			In month of January, 1897, .	3	11
Total, ...	—	15,370	Total disposed of, .	—	1,387

* An application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred, where applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

(b.) *Out of Court.*

FIRST STATUTORY TERM.

Agreements out of Court, in Form 44, fixing Fair Rent to 31st December, 1896, . .	117,831
Do., do. in month of January, 1897, . .	392
Total, ...	118,223

SECOND STATUTORY TERM.

Agreements out of Court, in form 45, fixing Fair Rent for a Second Statutory Term to 31st December, 1896, ...	174
Do., do. in month of January, 1897, . .	185
Total, ...	359

II.—Miscellaneous Originating Notices. †

Miscellaneous Originating Notices (*e.g.*, Sale of Tenancies and Resumption of Holdings, &c.): Applications received to 31st December, 1896, . .	1,504		Number disposed of to 31st Dec., 1896, .	2,419
Applications received in month of January, 1897, .	15	1,519	„ in month of January, 1897, .	7
Miscellaneous Originating Notices (*e.g.*, Sale of Tenancies and Resumption of Holdings, &c.) transferred from Civil Bill Courts to 31st December, 1896,	37			
Do. in month of January, 1897, ...	—	37		
Applications by Leaseholders to be declared Tenants of present Tenancies (Form 33) received to 31st December, 1896, .	1,044			
Applications in month of January, 1897, . .	2	1,046		
Total, ...	—	2,602	Total disposed of, . .	2,426

† The first notice of application to the Court, seeking its decision upon the true value of a tenancy, fair rent, avoidance of leases, or any other question which the Court has jurisdiction to decide under the Act is termed an Originating Notice.

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III.—Applications by Lessee or Grantee to have Lease or Grant executed since 1st January, 1869, declared Void ("Land Law (Ireland) Act, 1887),"—sec. 2.—Form 80.

Number of Applications received to 23rd February, 1888,*		55	Leases or Grants declared void to 31st Dec., 1896, .	22	
			„ in month of January, 1897, . . .	—	22
			Applications dismissed or struck out to 31st Dec., 1896, . . .	30	
			„ in month of January, 1897, . . .	—	30
			Applications withdrawn or compromised to 31st Dec., 1896, .	3	
			„ in month of January, 1897, . . .	—	3
Total, .		55	Total disposed of, .	—	55

* The time limited in the Act for lodging an Application of this kind expired on the 23rd February, 1888.

IV.—Applications by Middleman claiming to be entitled to surrender his Holding under sec. 8 of "Land Law (Ireland) Act, 1887."—Form 38.

Number of Applications received to 31st Dec., 1896,	13		Applications granted to 31st December, 1895,	2	
„ in month of January, 1897, . . .	1	14	„ in month of January, 1897, . . .	—	2
„ Transferred from Civil Bill Courts to 31st December, 1896, .	3		Applications dismissed or struck out to 31st Dec., 1896, . . .	9	
„ in month of January, 1897, . . .	—	3	„ in month of January, 1897, . . .	—	9
			Applications withdrawn to 31st December, 1896,	3	
			„ in month of January, 1897, . . .	—	3
Total, .	—	17	Total disposed of, .	—	14

V.—Proceedings under the Labourers (Ireland) Acts, 1883—1891.

Applications received to 31st Dec., 1896, ...		4,253	Rents Fixed to 31st Dec., 1896,	3,651	
„ in January, 1897, . . .		—	„ in January, 1897, .	36	3,687
			Applications dismissed, struck out, and withdrawn to 31st Dec., 1895, .	371	
			„ in January, 1897, .	—	371
Total, .		4,253	Total disposed of, .	—	4,058

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VI.—Appeals *re* Fair Rents, &c.

FIRST STATUTORY TERM.

Number of Appeals lodged to 31st December, 1896, .	45,419	Number heard to 31st December, 1898, . . .	23,138	
in month of January, 1897, .	106	„ in month of January, 1897, . .	125	23,263
		Number dismissed or struck out to 31st Dec., 1896,	801	
		„ in month of January, 1897, . . .	—	801
		Number withdrawn to 31st December, 1896, .	20,929	
		„ in month of January, 1897, . . .	11	20,940
		Total Number disposed of, .	—	45,004
		Remaining to be disposed of,	—	521
Total, ...	45,525	Total, ...	—	45,525

SECOND STATUTORY TERM.

Number of Appeals lodged during Second Statutory Term to 31st December, 1896,	591	Number heard to 31st December, 1898, . . .	10	
in month of January, 1897, .	341	„ in month of January, 1897, . . .	174	184
		Number dismissed or struck out to 31st Dec., 1896,	—	
		„ in month of January, 1897, . . .	—	—
		Number withdrawn to 31st December, 1896, .	32	
		„ in month of January, 1897, . . .	44	76
		Total Number disposed of, .	—	260
		Remaining to be disposed of,	—	672
Total, . . .	932	Total, ...	—	932

VII.—Purchase of Land (Ireland) Acts, 1885 and 1888.

——	Number.	Amount.
		£
Loans applied for to 31st December, 1896, ...	29,607	11,444,581
„ in month of January, 1897, . . .	—	—
	29,607	11,444,581
Deduct Applications refused, ...	3,802	1,449,715
	25,805	9,994,866
Loans sanctioned to 31st December, 1896, ...	25,791	9,984,595
Less applications since rescinded, ...	3	577
	25,788	9,984,018
Loans sanctioned in month of January, 1897, ...	—	—
	25,788	9,984,018
Loans issued to 31st December, 1898, ...	25,327	9,982,445
Loans issued in month of January, 1897, ...	—	—
	25,327	9,982,445

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VIII.—Purchase of Land (Ireland) Act, 1891 and 1896.

	Number.	Amount.	Number.	Amount.
		£		£
Loans applied for to 31st December, 1896,	9,570	3,100,089		
" in January, 1897,	240	59,206	9,810	3,159,295
Loans applied for in cases of Purchase of Estates to 31st December, 1896,	2,767	701,318		
" in month of January, 1897,	—	—	2,767	701,318
Total number of Loans applied for to 31st January, 1897,	—	—	12,577	3,860,613
Less applications refused to 31st January, 1897,	635	284,453		
" " in cases of Purchase of Estates to 31st January, 1897,	789	216,734	1,424	501,207
			11,153	3,359,406
Loans sanctioned to 31st December, 1896,	7,913	2,574,801		
" in January, 1897,	163	43,334	8,076	2,820,135
Loans sanctioned in cases of Purchase of Estates to 31st December, 1896,	1,430	373,451		
" in January, 1897,	77	21,700	1,507	395,151
Total number of Loans sanctioned to 31st January, 1897,	—	—	9,583	3,015,286
Less applications rescinded by Order of Court to 31st January, 1897,	95	45,352		
" in cases of Purchase of Estates, by Order of Court to 31st January, 1897,	122	48,940	217	94,292
			9,366	2,920,994
Loans issued to 31st December, 1896,	6,534	2,180,105		
" in January, 1897,	113	45,139	6,647	2,225,264
" in cases of Purchase of Estates to 31st December, 1896,	1,190	298,951		
" in January, 1897,	—	—	1,190	298,951
" in cases under the Redemption of Rent Act, to 31st December, 1896,	58	60,340		
" in January, 1897,	—	—	58	80,340
			7,895	2,382,553

IX.—Redemption of Rent (Ireland) Act, 1891.

Applications received to 31st December, 1896,	1,076	Number of cases in which Consents to Redemption of Rent have been received and cases treated as Agreements to Purchase to 31st December, 1896,	133	
" in January, 1897,	14	Number received in January, 1897,	4	137
		Number of cases in which no Consents were received and which were treated as applications to fix Fair Rents* to 31st December, 1896,	923	
		Number of cases in which time had expired for receiving consents in month of January, 1897,	1	924
				1,061
		Number of cases in which applications have been received but where time for lodgment of consent has not expired	—	29
Total,	1,090	Total,	—	1,090

* Applications treated as Fair Rent cases are also included in Fair Rent Table (a). page 8.

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CIVIL BILL COURTS.

MONTH OF JANUARY, 1897.

Summary of Proceedings under the Land Law Acts as notified to the Irish Land Commission, up to the 31st day of January, 1897.

I.—Fair Rent.

(*a.*) *In Court.*

FIRST STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court to 31st December, 1896, . .	30,277		Rents fixed to 31st Dec., 1896, .	17,194	
Applications received in month of January, 1897, . . .	123	30,400	" in month of January, 1897, . . .	—	17,194
Applications by Leaseholders under "Land Law (Ireland) Act, 1867," to have Fair Rents fixed to 31st December, 1896,	4,215		Applications dismissed or struck out to 31st Dec., 1896, . . .	3,873	
Applications received in month of January, 1897, . . .	13	4,228	" in month of January, 1897, . . .	—	3,873
Applications to fix Fair Rents in Civil Bill Courts under sec. 6 "Land Law (Ireland) Act, 1887," when an ejectment is pending, to 31st Dec., 1896, .	2,416		Applications withdrawn* to 31st December, 1896, .	455	
Applications received in month of January, 1897, . .	15	2,431	" in month of January, 1897, . . .	—	455
Applications by Joint Tenants, or Tenants in Common, to fix Fair Rents of portions of Holdings separately worked and occupied by them under "Land Law (Ireland) Act, 1898," to 31st December, 1896, . .	17		Applications transferred to Irish Land Commission Court to 31st Dec., 1896, . . .	11,024	
Applications received in month of January, 1897, . . .	1	18	" in month of January, 1897, . . .	8	11,032
Total, . . .	—	37,077	Total disposed of, .	—	39,664

SECOND STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term to 31st December, 1898, ...		1,049	Rents fixed to 31st Dec., 1896, .	76	
			" in month of January, 1897, . . .	—	76
Applications received in month of January, 1897, ...		143	Applications dismissed or struck out to 31st Dec., 1896, . . .	4	
			" in month of January, 1897, . . .	—	4
			Applications withdrawn* to 31st December, 1896, .	2	
			" in month of January, 1897, . . .	—	2
			Applications transferred to Irish Land Commission, to 31st December, 1896, . . .	666	
			" in month of January, 1897, . . .	46	602
Total, . . .		1,192	Total disposed of, .	—	683

* An application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred, where applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

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(b.) *Out of Court.*

FIRST STATUTORY TERM.

Agreements out of Court, in Form No. 44, fixing Fair Rent to 31st December, 1896, . .	7,220
Do., do. in month of January, 1897, .	—
Total, ...	7,220

II.—Miscellaneous Originating Notices.*

Miscellaneous Originating Notices (*e.g.*, Sale of Tenancies and Resumption of Holdings, &c.):			Number disposed of to 31st December, 1896, .	313	
Applications received to 31st December, 1896, . .	574		„ in month of January, 1897, . .	5	318
Applications received in month of January, 1897, .	3	577	Transferred to Irish Land Commission Court to 31st Dec., 1896, .	37	
Applications by Leaseholders to be declared Tenants of present Tenancies received to 31st December, 1896, . . .	8		Transferred in month of Jan., 1897, ...	—	37
Applications received in month of January, 1897, .	—	3			
Total, . .	—	580	Total disposed of, .	—	355

* The first notice of application to the Court, seeking its decision upon the true value of a tenancy, fair rent, avoidance of leases, or any other question which the Court has jurisdiction to decide under the Act, is termed an Originating Notice.

III.—Applications by Lessee or Grantee to have Lease or Grant executed since 1st January, 1869, declared Void ("Land Law (Ireland) Act, 1887,"—sec. 2)—Form 80.

Number of Applications received to 23rd February, 1888,†	6	Leases or Grants declared void to 31st Dec., 1896, .	—	
		„ in month of Jan., 1897, .	—	—
		Applications dismissed or struck out to 31st Dec., 1896, . .	6	
		„ in month of Jan., 1897, .	—	6
		Applications withdrawn or compromised to 31st December, 1896, .	—	
		„ in month of Jan., 1897, .	—	—
		Applications transferred to Irish Land Commission Court, to 31st December, 1896, .	—	
		„ in month of Jan., 1897, .	—	—
Total, .	6	Total disposed of, .	—	6

† The time limited in the Act for lodging an Application of this kind expired on the 23rd February, 1888.

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IV.—Applications by Middleman claiming to be entitled to surrender his Holding under sec. 8 of "Land Law (Ireland) Act, 1887."—Form 38.

Number of Applications received to 31st December, 1896, . .	22	Applications granted to 31st Dec., 1896, . . .	3	
„ in month of January, 1897, .	—	„ in month of January, 1897, . . .	—	3
		Applications dismissed or struck out to 31st Dec., 1896,	4	
		„ in month of January, 1897, . . .	—	4
		Applications withdrawn to 31st December, 1898, .	1	
		„ in month of January, 1897, . . .	—	1
		Applications transferred to Irish Land Commission Court to 31st December, 1896, .	3	
		„ in month of January, 1897, . . .	—	3
Total, . . .	22	Total disposed of, .	—	11

Irish Land Commission,
20th February, 1897.

JOHN H. FRANKS.

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